THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

AND

THE HON'BLE SRI JUSTICE D.APPA RAO

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WRIT PETITION No.9873 OF 2006

DATE: 23-05-2006

Between:

D.Kaluram . . .Petitioner

and

The Circle Inspector of Police, Balanagar

Police Station, and another . . .Respondents

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

AND

THE HON'BLE SRI JUSTICE D.APPA RAO

WRIT PETITION No.9873 OF 2006

O R D E R: (per LNR, J)

The petitioner issued telegram to this Court alleging that one Mr. Laburam has been taken away from his shop by name Mahalakshmi Kirana and General Store, Gandhinagar, Kothlapur Mandal, Ranga Reddy District.

A counter affidavit is filed by the Station House Officer, Balanagar Police Station. It is stated that investigation in Crime No.109 of 2006 under Sections 457 and 380 IPC is in progress and that there is an allegation against the detenu that he has purchased stolen property. It is alleged that the telegram was issued with a view to preempt further steps in the investigation. The allegation of the petitioner that one Mr.Laburam was apprehended is denied.

It is evident that a crime has already been registered in relation to the incident and the question as to whether the petitioner or the person named by the petitioner has any role in the matter needs to be dealt with at the subsequent stages in the case. Since the respondents have flatly denied the arrest of the alleged detenu, the writ petition is liable to be dismissed.

The writ petition is accordingly dismissed. There shall be no order as to costs.

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(L.NARASIMHA REDDY, J)

23rd MAY, 2006.

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(D.APPA RAO, J)

kvni/vrn